

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
ROCK HILL DIVISION

Charles Ocean,)	C/A No.: 0:13-cv-3615-RBH
)	
Plaintiff,)	
)	
v.)	ORDER
)	
Carolyn W. Colvin, Acting Commissioner)	
of Social Security,)	
)	
Defendant.)	
)	

On January 7, 2015, Plaintiff filed a motion for attorney’s fees pursuant to the Equal Access to Justice Act (“EAJA”), 42 U.S.C. § 2412, on the basis that the position taken by the defendant in this action was not substantially justified. On January 16, 2015, Defendant filed a response to the motion indicating no objection to the payment of the requested EAJA fees.¹ The parties have agreed to an EAJA award of **\$3,977.35** in attorney’s fees to be paid by the United States Social Security Administration. Defendant indicates that fees awarded are subject to the Treasury Offset Program if the prevailing party owes a debt to the government.

Based on the foregoing and after considering the briefs and materials submitted by the parties, the court orders the defendant to pay the sum of **\$3,977.35** in attorney’s fees pursuant to EAJA, subject to the Treasury Offset Program if the prevailing party owes a debt to the government. However, the payment shall be made payable to the claimant pursuant to *Astrue v. Ratliff*, 130 S.Ct. 2521 (2010), and mailed to his attorney, with a copy to the claimant.

¹ Defendant indicates that its agreement to this EAJA award should not be used as precedent nor construed as a concession by the Commissioner that the original administrative decision denying benefits to Plaintiff was not substantially justified.

IT IS SO ORDERED.

January 20, 2015
Florence, South Carolina

s/ R. Bryan Harwell
R. Bryan Harwell
United States District Judge